

Message Text

LIMITED OFFICIAL USE

PAGE 01 PARIS 19495 01 OF 02 191645Z
ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00
DODE-00 DOTE-00 INR-10 NSAE-00 FAA-00 L-03 SSO-00
INRE-00 SS-15 NSCE-00 IO-13 /064 W
-----126752 191705Z /42

O R 191619Z JUN 78
FM AMEMBASSY PARIS
TO SECSTATE WASHDC IMMEDIATE 3493
INFO AMEMBASSY LONDON
AMEMBASSY BONN
AMEMBASSY BRUSSELS

LIMITED OFFICIAL USE SECTION 01 OF 02 PARIS 19495

LONDON FOR DEPT ASST SEC ATWOOD; BRUSSELS FOR
FAA

E. O. 11652:N/A
TAGS: EAIR, FR
SUBJECT: WORLD AIRWAYS CHARTER PROBLEM - POSSIBLE
LINK TO PANAM CHANGE OF GAUGE ISSUE.

1. SUMMARY: WORLD AIRWAYS HAS ADVISED DGAC HAS TURNED
DOWN TWO ABC CHARTERS IN WHICH MANIFESTS WERE NOT FILED
ON SUFFICIENTLY TIMELY BASIS. WE SUSPECT THIS MAY BE
FRENCH FURTHER ESCALATION OF PANAM ISSUE. QUESTION MAY
ARISE OF BELGIAN GOVERNMENT'S WILLINGNESS TO APPROVE
FLIGHTS IF DIVERTED THERE IN VIEW OF ECAC RECOMMENDA-
TION THAT INFORMATION ABOUT DISAPPROVALS BE CIRCULATED
TO OTHER MEMBER GOVERNMENTS. END SUMMARY.

2. WORLD AIRWAYS PARIS REPRESENTATIVE (GIORGANNI)
ADVISED CIVIL AIR ATTACHE JUNE 19 THAT THE DGAC HAS UN-
EXPECTEDLY DISAPPROVED TWO ABC CHARTER FLIGHTS (ONE
SCHEDULED TO OPERATE FROM MINNEAPOLIS TO PARIS ON
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 PARIS 19495 01 OF 02 191645Z

JUNE 20, AND THE OTHER FROM LITTLE ROCK AND CHICAGO ON
JUNE 23) BECAUSE OF LATE FILINGS OF PASSENGER MANIFESTS.
FLIGHTS WERE PREVIOUSLY APPROVED IN PRINCIPLE AND IN RE-
LATION TO MINIMUM PRICE RULES.

3. THESE MANIFESTS WERE SENT TO DGAC APPROXIMATELY
SEVENTEEN DAYS IN ADVANCE OF THE FLIGHTS AND APPARENTLY

RELATE TO CHARTERS TO BE OPERATED UNDER RECENT CAB
WAIVERS WHICH ALLOW FOR FILINGS IN US 15 DAYS IN
ADVANCE OF FLIGHT. FRENCH REGULATIONS AS PUBLISHED
REQUIRE 45 DAYS FILINGS, BUT WE UNDERSTAND THIS HAS BEEN
MODIFIED TO 30 DAYS -- ALTHOUGH NO NEW REGULATION EM-
BODYING THAT FIGURE HAS BEEN ISSUED YET. GIORGANNI TOLD
US FRENCH HAVE NOT BEEN STICKLERS ON THE NUMBER OF DAYS
UP TO NOW, BUT THAT HE HAS GENERALLY BEEN ABLE TO MAKE
THE THIRTY DAY RULE "GIVE OR TAKE A FEW DAYS". IN THE
CASE OF THE JUNE 23 FLIGHT THE REFUSAL TOOK PLACE ON
JUNE 15 AND GIORGANNI IMMEDIATELY TELEXED TO APOLOGIZE
FOR THE FAILURE TO SUBMIT THE MANIFEST ON A MORE TIMELY
BASIS WHICH HE ATTRIBUTED TO HIS OAKLAND HEAD OFFICE'S
ERROR. HE ALSO ATTEMPTED TO REACH ESPEROU AND OTHER
TOP DGAC OFFICIALS ON JUNE 16 TO DISCUSS THE MATTER
PERSONALLY AFTER BEING TOLD AT THE WORKING LEVEL THAT
THE DECISION TO DISAPPROVE WAS MADE "HIGH UP". NO TOP
DGAC OFFICIAL, GIORGANNI STATED, WOULD RETURN HIS CALL
AND AT 6 P.M. JUNE 16 HE RECEIVED A TELEX DISAPPROVING
ADDITIONALLY THE JUNE 20 FLIGHT.

4. COMMENT: WE HAVE CAUTIONED GIORGANNI THAT EVEN
THOUGH THE NOTICE FROM DGAC WAS SHORT, WORLD SHOULD NOT
ATTEMPT TO FLY IN DEFIANCE OF THE REJECTIONS. HE AGREED
AND SAID HE WOULD SO ADVISE OAKLAND. CIVIL AIR ATTACHE
RAISED ISSUE AFTERNOON OF JUNE 19 WITH LEQUARTIER
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 PARIS 19495 01 OF 02 191645Z

(DEPUTY DIRECTOR OF ECONOMIC AND INTERNATIONAL SERVICE,
DGAC) IN THE ABSENCE OF ESPEROU WHO WAS ABSENT FROM
HIS OFFICE. LEQUARTIER REMINDED US OF THE FRENCH REGULA-
TIONS RE 45 DAYS ADVANCE FILINGS, ADMITTED THE DGAC
GENERALLY HAD ACCEPTED THEM ON A 30 DAY BASIS, BUT NOTED
THAT SHORTER PERIODS WERE NOT ACCEPTABLE. WE TOLD HIM
WHAT GIORGANNI HAD TOLD US AND ASKED IF SOME BASIS COULD
BE FOUND FOR RECONSIDERATION. HE LATER CALLED BACK
AND SAID THERE WAS NOTHING WHICH COULD BE DONE IN VIEW
OF THE SHORT FILINGS. HOWEVER, HE DID NOTE THAT THE
TIMES WERE EVEN SHORTER THAN THOSE GIORGANNI HAD INDICA-
TED (3 DAYS RATHER THAN 13 IN THE CASE OF THE JUNE 20
FLIGHT).

LIMITED OFFICIAL USE

NNN

LIMITED OFFICIAL USE

PAGE 01 PARIS 19495 02 OF 02 191625Z
ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00
DODE-00 DOTE-00 INR-10 NSAE-00 FAA-00 L-03 SSO-00
INRE-00 SS-15 NSCE-00 IO-13 /064 W
-----126611 191705Z /42

O R 191619Z JUN 78
FM AMEMBASSY PARIS
TO SECSTATE WASHDC IMMEDIATE 3494
INFO AMEMBASSY LONDON
AMEMBASSY BONN
AMEMBASSY BRUSSELS

LIMITED OFFICIAL USE SECTION 02 OF 02 PARIS 19495

5. OUR INITIAL IMPRESSION IS THAT THESE DGAC ACTIONS MAY RPT MAY REPRESENT AN ESCALATION OF THE PANAM PROBLEM. HOWEVER, WE ARE NOT YET FULLY SURE. THE DEPARTMENT WILL RECALL THAT AIR FRANCE SOURCES HINTED TO DOT DEPUTY ASSISTANT SECRETARY YOUNG ON JUNE8 THAT CHARTERS MAY BE THE NEXT AREA THE FRENCH WOULD TACKLE IN RESPONSE TO THE CAB PART 213 ORDER. (PARIS 18303, PARA 2). IN DOING SO THE FRENCH CAN EASILY INVOKE THE HIGH GROUND OF THEIR OWN REGULATIONS IN THE ABSENCE OF A BILATERAL AGREEMENT IN THIS AREA. WE HAVE ACCORDINGLY CAUTIONED GIORGANNI (WHO IS WORRIED ABOUT OTHER FLIGHTS SCHEDULED FOR LATE JUNE AND EARLY JULY) THAT HIS HEAD OFFICE SHOULD MAKE EVERY EFFORT TO MEET THE 45 DAYS RULE AND NOT EVEN RELY UPON THE 30 DAY BIT. HE SAID HE WILL SO ADVISE, BUT DOES NOT THINK IT WILL BE POSSIBLE FOR MARKETING REASONS.

6. WE TOLD GIORGANNI THAT GIVEN THE PRESENT STATE OF LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 PARIS 19495 02 OF 02 191625Z

US-FRENCH AVIATION RELATIONS WE WERE DOUBTFUL THAT WE COULD SECURE APPROVAL FOR THE JUNE 20 OR EVEN THE JUNE 23 FLIGHTS AND THAT HIS MANAGEMENT MAY WISH TO CONSIDER ALTERNATIVE OPERATIONAL PLANS (E.G., FLIGHTS TO BRUSSELS AND BUSSES TO PARIS). GIORGANNI AGREED, BUT SAID HE FORESAW A POSSIBLE DIFFICULTY IN THAT, EVEN

THOUGH BELGIAN CHARTER POLICY IS LIBERAL, THE GOB
MAY HAVE AN ECAC OBLIGATION TO TURN DOWN FLIGHTS WHICH
HAVE BEEN FORMALLY DISAPPROVED BY ANOTHER GOVERNMENT.

7. ON THE BASIS OF THIS OBSERVATION WE CALLED THE ECAC
SECRETARIAT AND FOUND THAT THERE IS A RESOLUTION IN FORCE
WHICH DOES NOT GO QUITE AS FAR AS GIORGANNI INDICATED,
BUT WHICH MAY POSSIBLY BE TROUBLESOME. THE RESOLUTION
IN QUESTION IS ENTITLED "ENFORCEMENT IN RELATION TO
CHARTER FLIGHTS", AND HAS RECENTLY BEEN REVISED AS
RESOLUTION NUMBER 5 OR INTERMEDIATE SESSION 10. A COPY
OF THE COMPLTE RESOLUTION HAS BEEN PROMISED US, BUT THE
SECRETARIAT HAS INFORMALLY TOLD US THE RELEVANT LANGUAGE
REQUESTS MEMBER STATES TO REGULARLY ADVISE THE SECRETAR-
IAT (FOR CIRCULATION TO OTHER MEMBER STATES) OF RE-
JECTIONS OF CHARTER APPLICATIONS WITH REASONS THEREFORE.
THE RESOLUTION, WE WERE TOLD, IS SILENT WITH RESPECT TO
WHAT OTHER STATES ARE TO DO WITH THIS INFORMATION. HOW-
EVER, SHOULD THE REFUSAL OF THESE CHARTERS BE IN FACT A
RESPONSE TO THE PANAM SITUATION WE WOULD NOT BE SUR-
PRISED IF THE FRENCH ATTEMPTED TO PRESSURE THE BELGIANS
INTO TURNING THEM DOWN ALSO.
HARTMAN

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: SUPPLEMENTAL AIRLINES, AIR ROUTE APPLICATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 19 jun 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978PARIS19495
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780255-0432
Format: TEL
From: PARIS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780644/aaaabmcn.tel
Line Count: 193
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 07f44086-c288-dd11-92da-001cc4696bcc
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 05 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2299126
Secure: OPEN
Status: NATIVE
Subject: WORLD AIRWAYS CHARTER PROBLEM - POSSIBLE LINK TO PANAM CHANGE OF GAUGE ISSUE.
TAGS: EAIR, FR, US, WORLD AIRWAYS
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/07f44086-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014